

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JACY MICHAEL MEIER,
Plaintiff,
v.
LUIS MARTINEZ; et al.,
Defendants.

No. C 13-4769 SI (pr)

ORDER OF DISMISSAL

Mail that was sent on November 13, 2013 to plaintiff at the county jail address he provided was returned to the court undelivered on November 29, 2013, marked "not in custody - return to sender." Docket # 7. Plaintiff has not provided any address other than the one to which the undeliverable mail was sent. More than sixty days have passed since the mail was first returned to the court undelivered. Plaintiff has failed to comply with Local Rule 3-11(a) which requires that a party proceeding *pro se* must "promptly file with the Court and serve upon all opposing parties a Notice of Change of Address specifying the new address" when his address changes. Local Rule 3-11(b) allows the court to dismiss a complaint without prejudice when mail directed to a *pro se* party is returned as not deliverable and the *pro se* party fails to file a notice of his current address within sixty days of the return of the undelivered mail. For the foregoing reasons, this action is dismissed without prejudice because plaintiff failed to keep the court informed of his address in compliance with Local Rule 3-11(a).

The clerk shall close the file.

IT IS SO ORDERED.

Dated: January 31, 2014



SUSAN ILLSTON
United States District Judge